

SPECIAL ORDINANCE NO. S-64-88

*Detrad
Intro up held
6-14-88*

AN ORDINANCE of the Common Council
of the City of Fort Wayne,
Indiana, ratifying compensation
for certain water pollution control
maintenance employees of the City
of Fort Wayne, Indiana, represented
by the Chauffeurs, Teamsters
and Helpers Local No. 414

WHEREAS, previous agreements have been reached by
and between the City and the Chauffeurs, Teamsters and
Helpers Local No. 414 with respect to certain employees of
the Water Pollution Control Maintenance Department;

WHEREAS, on December 14, 1987, a supplemental
agreement was reached establishing annual pay and other
monetary fringe benefits for said employees for the year 1988
in accordance with the collective bargaining ordinance of the
City of Fort Wayne;

WHEREAS, said collective bargaining ordinance
requires the approval of the Common Council of all decisions
in regard to annual pay and monetary fringe benefits;

WHEREAS, this ordinance is necessary to ratify,
fix and establish such annual pay and monetary fringe
benefits for the year 1988.

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON
COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Effective January 1, 1988, the wage
rate for the different classifications of work within the
Water Pollution Control Maintenance Department shall be as
set forth in Schedule "C" of Addendum B attached hereto and
made a part hereof.

In addition, the following monetary fringe benefits
shall be provided:

a.) When an employee is assigned to construction
work, an additional fifteen cents (\$.15) per hour will be
paid.

b.) If during the term of the Agreement any
alterations in the net wages shall be increased for any other
bargaining unit within the City of Fort Wayne, such increase
shall be added to the Schedule in effect at the time for
Water Pollution Control Maintenance Department employees
hereinafter referred to as "me too" clause. Such additions
to be consistent with those additions to the average net
increase for the other bargaining unit and made in addition
to and part of the standard increases of the WPCMD Schedule.
Providing, however, that in the event the Common Council of
the City of Fort Wayne shall pass an ordinance forbidding the
inclusion of a "me too" clause in any ordinance ratifying
compensation for any employees, the "me too" clause in this
ordinance shall become null and void.

c.) The City shall supply a set of bib-overalls
(Carhardt's) for each employee who is engaged in outside
work. These shall be replaced as needed when no longer
serviceable for wear, but not more often than once in each
year.

d.) The City shall guarantee that the "double
indemnity" clause is in effect and is to be paid in the event
of the death of any employee from the WPCMD.

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SECTION 2. This Ordinance shall be in full force and effect from and after its passage, and any and all necessary approval by the Mayor.

Donald J. Schmidt
Councilmember

1 BILL NO. S-88-04-05

2 SPECIAL ORDINANCE NO. S-

3 AN ORDINANCE of the Common
4 Council of the City of Fort
5 Wayne, Indiana, ratifying
6 compensation for certain water
7 pollution control maintenance
8 employees of the City of Fort
9 Wayne, Indiana, represented
10 by the Chauffeurs, Teamsters
11 and Helpers Local No. 414.

12 WHEREAS, previous agreements have been reached
13 by and between the City and the Chauffeurs, Teamsters and
14 Helpers Local No. 414 with respect to certain employees
15 of the Water Pollution Control Maintenance Department;

16 WHEREAS, on December 14, 1987, a supplemental
17 agreement was reached establishing annual pay and other
18 monetary fringe benefits for said employees for the year
19 1988 in accordance with the collective bargaining ordinance
20 of the City of Fort Wayne;

21 WHEREAS, said collective bargaining ordinance
22 requires the approval of the Common Council of all decisions
23 in regard to annual pay and monetary fringe benefits;

24 WHEREAS, this ordinance is necessary to ratify,
25 fix and establish such annual pay and monetary fringe benefits
26 for the year 1988.

27 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL
28 OF THE CITY OF FORT WAYNE, INDIANA:

29 SECTION 1. Effective January 1, 1988, the wage
30 rate for the different classifications of work within the
31 Water Pollution Control Maintenance Department shall be
32 as set forth in Schedule "C" of Addendum B attached hereto
and made a part hereof.

In addition, the following monetary fringe benefits
shall be provided:

a.) When an employee is assigned to construction
work, an additional fifteen cents (\$.15) per hour will be
paid.

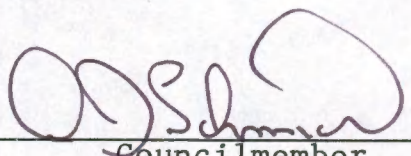
1 PAGE TWO

2 b.) If during the term of the Agreement any alterations
3 in the net wages shall be increased for any other bargaining
4 unit within the City of Fort Wayne, such increase shall
5 be added to the Schedule in effect at the time for Water
6 Pollution Control Maintenance Department employees. Such
7 additions to be consistent with those additions to the average
8 net increase for the other bargaining unit and made in addition
9 to and part of the standard increases of the WPCMD Schedule.

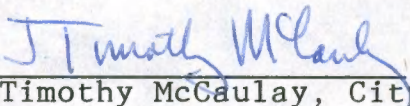
10 c.) The City shall supply a set of bib-overalls
11 (Carhardt's) for each employee who is engaged in outside
12 work. These shall be replaced as needed when no longer
13 serviceable for wear, but not more often than once in each
14 year.

15 d.) The City shall guarantee that the "double
16 indemnity" clause is in effect and is to be paid in the
17 event of the death of any employee from the WPCMD.

18 SECTION 2. This Ordinance shall be in full and
19 effect from and after its passage, and any and all necessary
20 approval by the Mayor.

21
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23 
Councilmember

24 APPROVED AS TO FORM
25 AND LEGALITY

26 
27 J. Timothy McCaulay, City Attorney
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C.T.H. #414

Water Pollution Control Maintenance

Schedule C

Effective January 1, 1988, the wage schedule for the different classifications of work is as follows:

Senior Sewer Repairman	\$ 8.785
Combination Repairman & Truck Driver	8.667
Senior Combination Repairman & Truck Driver	8.835
Night Investigator*	8.702
Vactor Operator	9.27
Sewer Jet Flusher	9.27
Backhoe Operator	9.27
Hydraulic Sewer Rodder	9.27
Utility Construction Man	9.686
Working Foreman	9.686
Special Investigator	9.492
Janitor	7.282
Temporary Student Laborer	6.539
TV Truck Serviceman	9.27
TV Truck Assistant	8.785
Vactor Helper/Assistant	8.717
Sewer Repairman - First 3 months	8.365
4 thru 9 months	8.466
Over 9 months	8.567
Clerk Typist - First 3 months	7.512
4 thru 9 months	7.636
10 thru 15 months	7.77
Over 15 months	8.471

*Shift premium will be paid for shift hours actually worked.

NOTE: When employee is assigned to construction work, an additional fifteen cents (15¢) per hour will be paid.

Read the first time in full and on motion by _____,
seconded by _____, and duly adopted, read the second time by
title and referred to the Committee on _____ (and the
City Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Conference Room 128, City-County Building,
Fort Wayne, Indiana, on _____, the _____, day
of _____, 19_____, at _____ o'clock _____ M., E.S.T.

DATED: _____

Motion To Exclude the Mayor's veto
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by _____,
seconded by _____, and duly adopted, placed on its
passage. ~~PASSED~~ LOST by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	3	4		
BRADBURY				
BURNS		✓		
GiaQUINTA	✓			
HENRY		✓		
LONG		✓		
REDD	✓			
SCHMIDT		✓		
STIER				
TALARICO	✓			

DATED: 6-14-88

Madeleine Eschaff
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. _____

on the _____ day of _____, 19____,

ATTEST

SEAL

SANDRA E. KENNEDY, CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the _____ day of _____, 19____,
at the hour of _____ o'clock _____ M., E.S.T.

SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this _____ day of _____,
19____, at the hour of _____ o'clock _____ M., E.S.T.

PAUL HELMKE, MAYOR

Read the first time in full and on motion by _____,
seconded by _____, and duly adopted, read the second time by
title and referred to the Committee on _____ (and the
City Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Conference Room 128, City-County Building,
Fort Wayne, Indiana, on _____, the _____, day
of _____, 19_____, at _____ o'clock _____ M., E.S.T.

DATED: _____

Motion to reconsider on the vote - ~~passed~~ - held
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by _____,
seconded by _____, and duly adopted, placed on its
passage. PASSED LOST by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	4	3		
BRADBURY				
BURNS		✓		
GIAQUINTA	✓			
HENRY	✓			
LONG		✓		
REDD	✓			
SCHMIDT		✓		
STIER				
TALARICO	✓			

DATED: _____
Motion to reconsider on the vote - ~~passed~~ - held

SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. _____

on the _____ day of _____, 19____,

ATTEST

SEAL

SANDRA E. KENNEDY, CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the _____ day of _____, 19____,
at the hour of _____ o'clock _____ M., E.S.T.

SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this _____ day of _____,
19____, at the hour of _____ o'clock _____ M., E.S.T.

PAUL HELMKE, MAYOR

Read the first time in full and on motion by _____,
seconded by _____, and duly adopted, read the second time by
title and referred to the Committee on _____ (and the
City Plan Commission for recommendation) and Public Hearing to be held after
due legal notice, at the Council Conference Room 128, City-County Building,
Fort Wayne, Indiana, on _____, the _____, day
of _____, 19_____, at _____ o'clock _____ M., E.S.T.

DATED: _____

SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by _____,
seconded by _____, and duly adopted, placed on its
passage. PASSED LOST by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
TOTAL VOTES	_____	_____	_____	_____
BRADBURY	_____	✓	_____	_____
BURNS	_____	✓	_____	_____
GiaQUINTA	_____	_____	_____	✓
HENRY	_____	✓	_____	_____
LONG	_____	✓	_____	_____
REDD	_____	✓	_____	_____
SCHMIDT	_____	_____	_____	_____
STIER	_____	✓	_____	_____
TALARICO	✓	_____	_____	_____

DATED: _____

SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne,
Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)
(SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. _____
on the _____ day of _____, 19_____,

ATTEST

SEAL

SANDRA E. KENNEDY, CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on
the _____ day of _____, 19_____,
at the hour of _____ o'clock _____ M., E.S.T.

SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this _____ day of _____,
19_____, at the hour of _____ o'clock _____ M., E.S.T.

PAUL HELMKE, MAYOR

Read the first time in full and on motion by Rehmed, seconded by Stan, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATED: 4-12-88

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Rehmed, seconded by Redd, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>6</u>	<u>3</u>		
BRADBURY	<u>✓</u>			
BURNS		<u>✓</u>		
GiaQUINTA	<u>✓</u>			
HENRY	<u>✓</u>			
LONG		<u>✓</u>		
REDD	<u>✓</u>			
SCHMIDT		<u>✓</u>		
STIER	<u>✓</u>			
TALARICO	<u>✓</u>			

DATED: 5-10-88

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL) (SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. A-64-88 on the 10th day of May, 1988,

Sandra E. Kennedy ATTEST
SANDRA E. KENNEDY, CITY CLERK

SEAL
Thomas P. Henry
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 11th day of May, 1988, at the hour of 2:00 o'clock P. M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this _____ day of _____, 19____, at the hour of _____ o'clock _____ M., E.S.T.

PAUL HELMKE, MAYOR

Ordinance return by Mayor Helmke-
May 20, 1988



THE CITY OF FORT WAYNE

May 20, 1988

The Common Council
City of Fort Wayne

Re: Bill No. S-88-04-05

Dear Council Members:

Pursuant to the authority given to me by Indiana Code 36-4-6-16, I am vetoing Bill No. S-88-04-05 (as amended), also known as Special Ordinance No. S-64-88, which ordinance was presented to me by the Clerk on May 11, 1988.

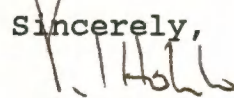
As you know, this ordinance relates to the monetary fringe benefits to be paid to workers in the Water Pollution Control Maintenance Department effective January 1, 1988.

A supplemental agreement had been reached on December 14, 1987, by the former Mayor with respect to the annual pay and monetary fringe benefits for those employees for the year 1988.

While I have no problem with the basic wage rate agreed to in those prior negotiations, I do object to the use of the "me too" clause in this contract. At a time when we are looking for ways to control the city's expenditures, I feel that it is irresponsible for me to sign an ordinance approving a contract that contains such a "me too" clause. As Councilman GiaQuinta has pointed out in previous Council meetings, such "me too" clauses can have the effect of giving one union the benefit of certain non-monetary trade-offs made by another union.

While Council apparently tried to address these concerns with its amendment, I have doubts as to the effectiveness and legality of that amendment. We have already received written communication from Teamsters Union No. 414 attempting to call into play the "me too" clause at this time.

I am therefore vetoing this ordinance.

Sincerely,

Paul Helmke
Mayor

DIGEST SHEET

J-88-04-05
as amended

SPECIAL ORDINANCE

TITLE OF ORDINANCE Addendum B to Agreement between The CITY OF FORT WAYNE and CHAUFFEURS, TEAMSTERS and HELPERS LOCAL NO. 414

DEPARTMENT REQUESTING ORDINANCE Personnel/Labor Relations

Changes from previous agreement:

SYNOPSIS OF ORDINANCE (1) Amends period of agreement by extending the

agreement from Dec. 31, 1988 (original expiration date) through Dec. 31, 1990. (2) Adds "me, too" clause, which requires wages for this bargaining unit be increased if the average net increase for any other bargaining unit exceeds the Teamsters' average net increase.

(3) Provides 27¢/hour general increase, or 3% of avg. 1987 wage of \$8.65/hour. (4) Provides equity adjustments in selected classifications

equal to 1.8¢/hour, or .2% of avg. 1987 wage. (5) Requires City to provide bib coveralls (Carharts) for each employee engaged in outside work, up to one per year. (6) Requires re-evaluation of all positions involved in construction and inspection/service work.

EFFECT OF PASSAGE Increase of 3.85% in annual wage & benefit costs (not including overtime), plus cost of personnel to re-evaluate positions. Would preclude language changes until 1-1-91, unless mutually agreed upon. Probably would trigger IAM "me, too" clause, requiring add'l .85% increase for approx. 240 IAM members.

EFFECT OF NON-PASSAGE City and Union would have to re-negotiate wage agreement for 1988.

✓ MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) Net direct costs/expen-
ditures total \$24,388.80; not including overtime pay.

ASSIGNED TO COMMITTEE (PRESIDENT)

BILL NO. S-88-04-05 (as amended)

REPORT OF THE COMMITTEE ON PUBLIC RELATIONS

WE, YOUR COMMITTEE ON PUBLIC RELATIONS TO WHOM WAS
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) of the Common
Council of the City of Fort Wayne, Indiana, ratifying compensation
for certain water pollution control maintenance employees of
the City of Fort Wayne, Indiana, represented by the Chauffeurs,
Teamsters and Helpers Local No. 414

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~) no recommendation

YES

NO

JAMES S. STIER

CHAIRMAN

DONALD J. SCHMIDT

VICE CHAIRMAN

CHARLES B. REDD

DAVID C. LONG

MARK E. GIAGUINTA

PAUL M. BURNS

SAMUEL J. TALARICO

THOMAS C. HENRY

JANET G. BRADBURY

CONCURRED IN 5-10-88

SANDRA E. KENNEDY
CITY CLERK

BILL NO. S-88-04-05

REPORT OF THE COMMITTEE ON FINANCE

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS
REFERRED AN (ORDINANCE) (~~RESOLUTION~~) ^{XXXXXXXXXX} of the Common Council
of the City of Fort Wayne, Indiana, ratifying compensation
for certain water pollution control maintenance employees
of the City of Fort Wayne, Indiana, represented by the
Chauffeurs, Teamsters and Helpers Local No. 414

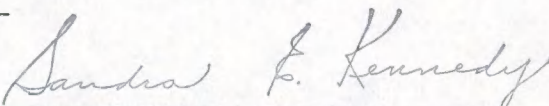
HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

YES

NO

_____	DONALD J. SCHMIDT	_____
_____	CHAIRMAN	_____
_____	CHARLES B. REDD	_____
_____	VICE CHAIRMAN	_____
_____	SAMUEL J. TALARICO	_____
_____	JAMES S. STIER	_____
_____	JANET G. BRADBURY	_____

CONCURRED IN _____


Sandra E. Kennedy
City Clerk

Amendment by Mark
5-88-04-05

1 BILL NO. S-88-04-05

2 SPECIAL ORDINANCE NO. S-_____

3 AN ORDINANCE of the Common
4 Council of the City of Fort
5 Wayne, Indiana, ratifying
6 compensation for certain water
7 pollution control maintenance
employees of the City of Fort
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13 agreement was reached establishing annual pay and other
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32 a.) When an employee is assigned to construction
work, an additional fifteen cents (\$.15) per hour will be
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PAGE TWO

b.) If during the term of the Agreement any alterations in the net wages shall be increased for any other bargaining unit within the City of Fort Wayne, such increase shall be added to the Schedule in effect at the time for ^{Water Pollution Control Maintenance Department employees.} ^{referred to as} ^(hereinafter, "me to" clause) Such additions to be consistent with those additions to the average net increase for the other bargaining unit and made in addition to and part of the standard increases of the WPCMD Schedule.

c.) The City shall supply a set of bib-overalls (Carhardt's) for each employee who is engaged in outside work. These shall be replaced as needed when no longer serviceable for wear, but not more often than once in each year.

d.) The City shall guarantee that the "double indemnity" clause is in effect and is to be paid in the event of the death of any employee from the WPCMD.

SECTION 2. This Ordinance shall be in full and effect from and after its passage, and any and all necessary approval by the Mayor.

Councilmember

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay
J. Timothy McCaulay, City Attorney

Providing, however, that in the event ^{cc of the} the City of Fort Wayne shall ~~determine~~ ~~that a me to et by ordinance~~ ~~make~~ pass an ordinance ^{which renders} ~~making~~ ~~the inclusion of~~ ~~a me to clause in any ordinance ratifying compensation fo~~